

February 17, 2021

VIA ECF

The Honorable Ronnie Abrams, U.S.D.J.
United States District Court
Southern District of New York
40 Foley Square
New York, NY 10007

Re: *In re Global Brokerage, Inc. f/k/a FXCM, Inc. Securities Litigation*,
Master File No. 1:17-cv-00916-RA-BCM

Dear Judge Abrams:

Plaintiffs 683 Capital Partners, LP, Shipco Transport Inc., Sergey Regukh, Brian Armstrong, and E-Global Trade and Finance Group, Inc., and Defendants Global Brokerage, Inc. f/k/a FXCM, Inc., Dror Niv, and William Ahdout submit this joint letter in advance of the post-fact discovery conference scheduled for February 19, 2021, pursuant to the Court's order dated February 16, 2021. The following is an update on the current status of this litigation.

Discovery Completed and Scheduled

Fact discovery is essentially completed. The parties have completed document production and depositions. All that remains are final written discovery responses, which the parties will exchange on February 18, 2021, pursuant to the Second Amended Scheduling Order (Dkt. No. 225).

Expert discovery is currently scheduled as follows, pursuant to the First Amended Scheduling Order (Dkt. No. 210). Opening expert reports are due by March 22, 2021. Rebuttal expert reports are due by May 11, 2021. Reply expert reports are due, and all discovery closes, on June 11, 2021.

Contemplated and Outstanding Motions

Plaintiffs' amended motion for class certification (Dkt. No. 174) remains outstanding. The motion is fully briefed, including supplemental briefing ordered by Magistrate Judge Moses and completed on November 6, 2020. Magistrate Judge Moses held an evidentiary hearing with respect to the motion on October 15, 2020. There are no other pending motions at this time.

With respect to *Daubert* or dispositive motions, the parties expect to be in a better position to evaluate what motions, if any, they will file once expert discovery has concluded. Anticipating that some motion practice may be necessary, the parties propose the following schedule for *Daubert* and dispositive motions.

Event	Proposed Deadline
<i>Daubert</i> and dispositive motions due	August 10, 2021
Oppositions due	October 12, 2021
Replies due	November 12, 2021

Settlement Discussions and ADR

The parties participated in a private mediation session with Jed Melnick, Esq. of JAMS on September 30, 2020, but were unable to reach a settlement.

Plaintiffs also had further settlement discussions through the mediator following the mediation. The further discussions stalled given the outstanding motion on class certification—the result of which could materially impact damages.

Respectfully submitted,

THE ROSEN LAW FIRM, P.A.

/s/ Joshua Baker

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